

# Calendar No. 1959

82D CONGRESS }  
2d Session }

SENATE

{ REPORT  
{ No. 2042

## FRANCIS C. DENNIS AND MARVIN SPIRES

JULY 1 (legislative day, JUNE 27), 1952.—Ordered to be printed

Mr. McCARRAN, from the Committee on the Judiciary, submitted the following

### REPORT

[To accompany H. R. 4163]

The Committee on the Judiciary, to which was referred the bill (H. R. 4163) for the relief of Francis C. Dennis and Marvin Spires, having considered the same, reports favorably thereon with amendments, and recommends that the bill, as amended, do pass.

#### AMENDMENTS

Strike out all after the enacting clause and insert in lieu thereof the following:

That jurisdiction is hereby conferred upon the United States District Court for the Eastern District of South Carolina, to hear, determine, and render judgment upon the claims of Francis C. Dennis and Marvin Spires, both of Eastover, South Carolina, for alleged personal injuries and expenses incident thereto sustained as a result of an accident involving a United States Army vehicle on August 9, 1946, in Columbia, South Carolina.

SEC. 2. Suit upon such claim may be instituted at any time within one year after the enactment of this Act, notwithstanding the lapse of time or any statute of limitation. Proceedings for the determination of such claim, appeals therefrom, and payment of any judgment thereon, if any, shall be in the same manner as in the cases over which such court has jurisdiction under the provisions of section 1346 of title 28 of the United States Code: *Provided*, That the passage and approval of this legislation shall not be construed as an inference of a liability on the part of the Government of the United States.

Amend the title so as to read:

A bill to confer jurisdiction upon the United States District Court for the Eastern District of South Carolina to hear, determine, and render judgment upon the claims of Francis C. Dennis and Marvin Spires, both of Eastover, South Carolina.

## STATEMENT

The facts relative to this claim appear in House Report No. 2023, Eighty-second Congress, which is attached hereto and made a part hereof.

According to the House report, the Department of the Army opposes this bill because the claimants permitted the statute of limitations to run under the Federal Tort Claims Act and the author of the bill has stated to the Committee on the Judiciary in the House of Representatives that these people knew nothing about the Federal Tort Claims Act and that this was the sole reason the claim was not filed in court. It was his feeling that the claimants should not be penalized for this lack of knowledge. There is no excuse for ignorance of law so that in the ordinary course of things the failure to know of the Federal Tort Claims Act would not be an excuse for a failure to file under that act.

It is the feeling of the committee, however, that under the circumstances presented that some relief should be afforded to these claimants. The bill as reached the Senate provided for the payment of damages in money which, of course, would have completely disposed of the claim. The committee does not express any opinion on the merits of the claim and feels that inasmuch as this accident occurred while the Federal Tort Claims Act was in effect that no lesser or greater advantage should be given to the claimants than existed at the time of the accident. It is therefore the opinion of the committee that these claimants should be placed exactly in the same position as of that time. For the reasons stated above the committee is of the opinion that the bill, H. R. 4163, as amended, should be considered favorably.

## STATEMENT OF FACTS IN HOUSE REPORT

## No. 2023 EIGHTY-SECOND CONGRESS

On August 9, 1946, at about 2:15 a. m., an Army 2½-ton truck, operated by an enlisted man on official business, was traveling in a southeasterly direction on Millwood Avenue in Columbia, S. C., transporting six members of the military police from Columbia to Fort Jackson, S. C. At the same time a 1941 Lincoln sedan, owned and operated by Francis C. Dennis, in which Marvin Spires was riding as a passenger, was traveling in the opposite direction on said avenue. At a point approximately adjacent to 3200 Millwood Avenue the Army truck sideswiped the civilian automobile. As a result of the collision Mr. Dennis was severely injured and his automobile was extensively damaged, and Mr. Spires sustained minor personal injuries. Millwood Avenue at the point of collision is 20 feet wide. According to a report of the police department of Columbia, S. C., the civilian automobile at the time of this accident was traveling at an estimated speed of 40 miles per hour on its right-hand side of the street, and the Army truck was traveling at a speed of approximately 35 miles per hour and left skid marks 1 foot to its left of the center of the street.

The evidence shows that Mr. Dennis sustained personal injuries in this accident consisting of multiple lacerations of the scalp and severe injuries to his left arm which necessitated its amputation just below the shoulder joint. He incurred medical, nursing, and hospital expenses as the result of his injury in the aggregate amount of \$414.15. The ceiling price of Mr. Dennis' 1941 Lincoln sedan at the time of the accident was \$1,850. After the accident he sold said automobile for \$400.

At the time of this accident Mr. Dennis was 29 years of age, unmarried, and had no dependents. He states that his occupation was that of truck driver, but it appears that he was unemployed at the time of his injury. He had formerly been employed as a bartender and manager of a club at a salary of \$60 per week.

Mr. Spires states that he sustained a head injury, a laceration on the left side of his nose, and a laceration on his left hand in this accident. He was 22 years of age, unmarried, and had no dependents at the time of the accident. He was employed as a grocery clerk at a salary of \$40 per week, and it appears that he did not work for a period of 12 weeks following his injury and that he thereby sustained a loss of earnings in the aggregate amount of \$480. However, it appears that he did not have any medical treatment and, consequently, incurred no medical or hospital expenses.

The Department of the Army opposes this bill only because of the claimant's permitting the statute of limitations to run under the Federal Tort Claims Act. The author of this bill has stated to this committee that these people knew nothing about the Federal Tort Claims Act and this was the sole reason the claim was not filed in court. He feels that they should not be penalized for this lack of knowledge.

Therefore, your committee being in agreement with his contention, recommends favorable consideration of the bill.

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DEPARTMENT OF THE ARMY,  
Washington 25, D. C., October 8, 1951.

HON. EMANUEL CELLER,  
*Chairman, Committee on the Judiciary,  
House of Representatives.*

DEAR MR. CELLER: The Department of the Army is opposed to the enactment of H. R. 4163, Eighty-second Congress, a bill for the relief of Francis C. Dennis and Marvin Spires, of Eastover, S. C.

This bill would authorize and direct the Secretary of the Treasury to pay, out of any money in the Treasury not otherwise appropriated, the sum of \$11,950 to Francis C. Dennis; and the sum of \$1,000 to Marvin Spires, both of Eastover, S. C., in full settlement of all claims against the United States for personal injuries and expenses incident thereto sustained as the result of an accident involving a United States Army vehicle on August 9, 1946, in Columbia, S. C. The operator of such vehicle was not acting within the scope of his authority.

On August 9, 1946, at about 2:15 a. m., an Army 2½-ton truck, operated by an enlisted man on official business, was traveling in a southeasterly direction on Millwood Avenue in Columbia, S. C., transporting six members of the military police from Columbia to Fort Jackson, S. D. At the same time a 1941 Lincoln sedan, owned and operated by Francis C. Dennis, in which Marvin Spires was riding as a passenger was traveling in the opposite direction on said avenue. At a point approximately adjacent to 3200 Millwood Avenue the Army truck sideswiped the civilian automobile. As a result of the collision, Mr. Dennis was severely injured and his automobile was extensively damaged, and Mr. Spires sustained minor personal injuries. Millwood Avenue at the point of the collision is 20 feet wide. According to a report of the police department of Columbia, S. C., the civilian automobile at the time of this accident was traveling at an estimated speed of 40 miles per hour on its right-hand side of the street, and the Army truck was traveling at a speed of approximately 35 miles per hour and left skid marks of 1 foot to its left of the center of the street. The authorized speed for passenger cars at the point of this accident was 35 miles per hour, and the authorized speed for trucks was 30 miles per hour. Each of the vehicles involved in this accident, therefore, was exceeding its authorized speed at the time they collided (see Sec. 63, ch. 28, Revised Ordinances of Columbia, S. C.).

Contrary to the statement contained in lines 11 and 12, page 1, of the bill that "The operator of such [the Army] vehicle was not acting within the scope of his authority", the records of the Department of the Army clearly show that at the time of the occurrence of his accident the enlisted man who was driving the Army truck involved in said accident was operating such vehicle on official business.

The evidence shows that Mr. Dennis sustained personal injuries in this accident consisting of multiple lacerations of the scalp and severe injuries to his left arm which necessitated its amputation just below the shoulder joint. He incurred medical, nursing, and hospital expenses as the result of his injury in the aggregate amount of \$414.15. The ceiling price of Mr. Dennis' 1941 Lincoln sedan at the time of the accident was \$1,850. After the accident he sold said automobile for \$400.

At the time of this accident Mr. Dennis was 29 years of age, unmarried, and had no dependents. He states that his occupation was that of truck driver, but it

appears that he was unemployed at the time of his injury. He had formerly been employed as a bartender and manager of a club at a salary of \$60 per week.

Mr. Spires states that he sustained a head injury, a laceration on the left side of his nose, and a laceration on his left hand in this accident. He was 22 years of age, unmarried, and had no dependents at the time of the accident. He was employed as a grocery clerk at a salary of \$40 per week, and it appears that he did not work for a period of 12 weeks following his injury and that he thereby sustained a loss of earnings in the aggregate amount of \$480. However, it appears that he did not have any medical treatment and, consequently, incurred no medical or hospital expenses.

The Department of the Army is not advised as to whether any of the damage sustained by Mr. Dennis and Mr. Spires was covered by insurance.

The records of the Department of the Army fail to disclose that any claim was ever filed with the Army by Mr. Dennis for the damages sustained by him as the result of the accident of August 9, 1946. On December 30, 1950, Mr. Spires filed a claim with the Department for damages in the amount of \$1,000 on account of his injury. No action, however, has been taken on said claim for the reason that there is no statute available to the Department of the Army under which the same may be considered and paid.

The Federal Tort Claims Act (60 Stat. 843; 28 U. S. C. 931), as revised and codified by the act of June 25, 1948 (62 Stat. 933; 28 U. S. C. 1346 (b)), and as amended by the act of April 25, 1949 (63 Stat. 62), provides that—

"A tort claim against the United States shall be forever barred unless action is begun within two years after such claim accrues or within one year after the date of enactment of this amendatory sentence, whichever is later, or unless, if it is a claim not exceeding \$1,000, it is presented in writing to the appropriate Federal agency within two years after such claim accrues or within one year after the date of enactment of this amendatory sentence, whichever is later."

The claims now asserted by Francis C. Dennis and Marvin Spires in H. R. 4163 came directly within the purview of the Federal Tort Claims Act, as amended, and they had until April 25, 1950, 1 year after the date of the enactment of the above-quoted amendment of April 25, 1949, within which to institute actions against the United States for the damages sustained by them as the result of the accident of August 9, 1946. Notwithstanding this fact neither of them ever instituted a suit against the United States under the Federal Tort Claims Act as originally enacted or as amended, and their claims are now barred by the statute of limitations contained in said act.

It appears to have been the purpose of the Congress in enacting section 131 of the Legislative Reorganization Act of 1946 (60 Stat. 812, 831) to prevent special relief legislation in cases of this character. That section provides as follows:

"No private bill \* \* \* authorizing or directing \* \* \* the payment of money for property damages, for personal injuries or death for which suit may be instituted under the Federal Tort Claims Act \* \* \* shall be received or considered in either the Senate or the House of Representatives."

In the light of the foregoing facts and the statutes herein cited there appears to be no proper basis for the granting of the special relief proposed by H. R. 4163. The Department, therefore, feels obliged to recommend that this bill be not favorably considered by the Congress.

The Bureau of the Budget advises that there is no objection to the submission of this report.

Sincerely yours,

FRANK PACE, JR.,  
*Secretary of the Army.*

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#### AFFIDAVIT

STATE OF SOUTH CAROLINA;  
County of Richland:

Personally appeared before me Francis C. Dennis who being first duly sworn says:

I am 33 years of age and now reside at Box 87, Eastover, S. C.

On the 9th day of August 1946 I was driving my Lincoln automobile in a northwesterly direction toward the city of Columbia on the 3200 block of Millwood Avenue about 2:15 a. m., and the weather was clear and lights were burning and everything regular about the operation, and I was operating on the proper side of the street and in a careful and prudent manner when an Army truck which was later found to be a 2½-ton GMC truck, USA registration



4306864, and which was then being driven by Monroe Miller, M. P., Detachment B, Section 1, Fort Jackson, and which was traveling in a southeasterly direction going from the city of Columbia, came across the center line of the street or roadway, completely on my side of the road, and without any signal or warning struck and sideswiped my automobile and completely tore up and demolished my car, and then traveled for a distance of about 121 feet before stopping the truck.

In the collision I was badly broken up and bruised and mutilated and my left arm was torn completely loose to where it was hanging by a mere thread of muscle, and about 1 hour later was amputated 6 inches below the shoulder at the Columbia Hospital by Dr. George Benet and Dr. Charles Spivey of Columbia, S. C.

In addition to losing my arm, my forehead was badly cut and bruised on the left side, from which I now have a large, ugly, permanent scar, and was also severely cut about the right eye and temple on account of which I have a large permanent scar ranging downward from the extreme right side of the eyebrow and down through the right cheek, and on account of which there is still discoloration; also two severe cuts in the scalp on account of which I now bear permanent scars and on account of which it was necessary for me to be taken to the hospital where I remained for 9 days, and on account of which I was entirely incapacitated for doing any work, and had to be cared for for about 3 weeks, after which I could do light work with one hand, but the arm amputation was not healed until about 5 months later.

I suffered a great deal of pain at the time and for several weeks later, and still have pains from time to time resulting from the loss of the arm.

My occupation before being injured was that of a truck driver, but since the loss of my arm I have not been able to carry on my work as a truck driver and have had to attempt to do other work that could be done with one hand.

In addition to the loss of my arm and the cuts and bruises producing permanent scars, and the physical pain I have suffered, my doctors' bills amounted to:

Dr. George Benet.....	\$150
Dr. Charles Spivey.....	25
Total doctors' bills.....	175
Nursing and hospital bills added to the doctors' bills made a total of about.....	500
Automobile demolished, cost \$2,250, but ceiling price was \$1,850; sold salvage \$400; loss.....	1,450
None of this loss was covered by insurance.	
In addition to these items, while I would not suffer the experience for many times the amount, I am placing my personal injury at.....	10,000
Total.....	11,950

I have not obtained any benefits on accounts of service connection or otherwise.

FRANCIS C. DENNIS.

Sworn to before me this 30th day of December 1950.

[SEAL]

D. M. WINTER,  
Notary Public for South Carolina.

#### AFFIDAVIT

STATE OF SOUTH CAROLINA,  
County of Richland:

Personally appeared before me Marvin Spires, who being first duly sworn says: I am 27 years of age and live at 31 South Fulton Street, Columbia, S. C. I was riding in the Lincoln automobile with Francis C. Dennis on August 9, 1946, when his car was demolished by collision with a GMC truck owned and operated by the United States Army; I have heard the affidavit made by Mr. Francis C. Dennis read and know the facts as to the collision to be true as stated by him.

I received personal injuries on account of being thrown through the windshield, resulting in a severe laceration on the left side of my nose, on account of which there remains a permanent scar; and a severe laceration on my left hand, on account of which I have a scar, and I still suffer severe headaches on account of head injury received.

I hereby file claim for personal injury for \$1,000.

I lost about 3 or 4 months time from my employment on account of the injury and was employed as a clerk in a grocery store and earned a salary of an average of \$40 per week.

MARVIN SPIRES.

Sworn to before me this 30th day of December 1950.

[SEAL]

D. M. WINTER,  
Notary Public for South Carolina.

#### STATEMENT OF SGT. HENRY W. HARRIS

My name is Sgt. Henry W. Harris. I am 45 years of age, and am at present and was at the time of the collision employed as a policeman by the city of Columbia.

On the morning of August 9, 1946, I was at the Columbia Hospital at the time Mr. Francis C. Dennis and Mr. Marvin Spires were brought in by an ambulance. At the time Mr. Wessinger and myself were assigned to the same patrol car. We found out where the wreck took place and went there to investigate.

Upon arrival at the scene of the collision, we saw Mr. M. L. Cherry, Mr. Cannon, and Mr. Jennings, all of whom are with the Columbia Police Department. They had gotten there ahead of us.

The collision must have happened about 2 a. m. The Army truck was up on the curb of the street on the northeast side at the intersection of Millwood Avenue and Princeton Street. The truck had been traveling in a southeastern direction; the car driven by Mr. F. C. Dennis had been traveling in a northwestern direction. The skid marks of the Army vehicle were very clear and you could measure the distance the cars traveled after the impact easily. The Army truck traveled 121 feet and went up over a 3-foot embankment after it jumped the curb. The truck was driven by Tech. Sgt. Monroe Miller, and was one of the big 10-wheel trucks that the Army uses to transport men.

I am sure of the skid marks because, although we measured them after the collision, it was not daylight and Mr. Cherry and I went back to the scene early the next morning after daylight and checked the measurements again.

The people in the truck were colored military police and they told us they had been on duty in town and were being carried back to Fort Jackson.

The driver of the car, Mr. Dennis, had not been drinking. Both cars were going straight ahead in a residential area. The weather was clear. The Army truck was definitely on the wrong side of the street. The width of the road was 20 feet, there being no reason for the truck not staying on its side of the road.

Sgt. HENRY W. HARRIS.

COLUMBIA, S. C., JULY 2, 1951.

Witness:

ROYCE E. McMAHON.

Sworn to before me this 2d day of July 1951.

[SEAL]

D. M. WINTER, Jr.,  
Notary Public for South Carolina.

#### STATEMENT OF FRANCIS B. JENNINGS

My name is Francis B. Jennings. I am 39 years of age and live in the city of Columbia. At the time of the collision hereafter referred to, I was employed by the city of Columbia as a policeman. I am now employed by the county of Richland, State of South Carolina, as a chain gang guard.

I was on duty on the morning of August 9, 1946, and was assigned to a patrol car with Mr. Clarence Cannon. About 2:10 a. m. we received a call to investigate a wreck at the intersection of Millwood and Princeton Streets. We arrived at the scene of the collision about the same time as did Mr. M. L. Cherry. Mr. Cherry was a motorcycle patrolman for the city of Columbia at the time. Later, Sergeant Harris and Mr. Weissinger, also policemen in the city of Columbia, came to investigate.

The collision involved an Army truck and a Lincoln automobile. The Army truck was resting on the northeastern side of the street. It had gone up over the curb and over an embankment approximately 3 feet high. The truck had been traveling in a southeastern direction and had skidded 121 feet from the point of

impact. From the skid marks it was plain to see that the wheels of the truck were at least 1 foot over the middle of the street. The body of the truck, as well as I could tell, extended over the wheels approximately a foot; therefore, I would estimate that the truck was over the middle of the road on the wrong side about 2 feet. The driver of the Army truck stated his name to be Tech. Sgt. Monroe Miller and also stated that he was taking the men in the truck back to Fort Jackson; that the men had been on duty as Military Police in the city of Columbia.

An ambulance came and picked up Mr. Dennis and Mr. Marvin Spires and took them to a hospital. Mr. Spires was a passenger in the automobile.

The street was straight and the night was clear. I could see no reason why the truck should have been on the wrong side of the street. The truck, as I remember it, was a big 10-wheel truck.

FRANCIS B. JENNINGS.

COLUMBIA, S. C., July 2, 1951.

Witness:

C. LANEY TALBUT.

Sworn to before me this 2d day of July 1951.

[SEAL]

D. M. WINTER, jr.,

Notary Public for South Carolina.

#### STATEMENT OF M. L. CHERRY

My name is M. L. Cherry. I am 36 years of age. At the time of the collision I was, and still am, employed by the city of Columbia as a policeman.

On the morning of August 9, 1946, I received a call to investigate a wreck out on Millwood Avenue. I arrived at about the same time Mr. Jennings and Mr. Cannon got there. Later Mr. Harris and Mr. Wessinger arrived. All of these men are with the city police department.

The Army truck, according to the skid marks, was on the wrong side of the road. The mark was at least a foot on the wrong side, and after I inspected the Army truck I noticed that the body of the truck extended, as well as I could tell, approximately 10 to 14 inches beyond the wheels. That would make the left-hand side of the truck at least 2 feet or better on the wrong side.

The ambulance came and carried Mr. Dennis, the driver of the car, and Mr. Spires, a passenger of the car, to the Columbia Hospital.

I helped measure the skid marks that morning, but it was dark. So I went again with Sergeant Harris early after daybreak to check these measurements again. The truck skidded 121 feet, and jumped the curb on the northeast side of the street and went up and over an embankment approximately 3 feet high. The truck was traveling in a southeastern direction and the car was traveling in a northwestern direction. The truck was one of the big 10-wheel jobs. The technical sergeant who was driving and said his name was Monroe Miller, stated that he was taking the other men in the truck back to Fort Jackson, and that they had been on military police duty in the city of Columbia. The road was straight and it was a clear night. There was no reason, as far as I could see, why the truck should have been on the wrong side of the street. There were six people besides the driver of the truck. They were all colored military police.

M. L. CHERRY.

COLUMBIA, S. C., July 2, 1951.

Witness:

D. M. WINTER, Jr.

Sworn to before me this 2d day of July 1951.

[SEAL]

D. M. WINTER, Jr.,

Notary Public for South Carolina.

#### STATEMENT OF CLARENCE E. CANNON

My name is Clarence E. Cannon. I am 36 years of age. At the time of the collision I was and still am employed by the city of Columbia as a policeman.

On the morning of August 9, 1946, I was on duty and was assigned to a patrol car with Mr. Francis B. Jennings. We were instructed about 2:10 a. m. to investigate a collision at the intersection of Millwood and Princeton Streets. We arrived at the scene of the wreck about the same time Mr. M. L. Cherry arrived. Later, another patrol car arrived with Mr. H. C. Wessinger and Sgt. Henry W. Harris. All of these men are with the Columbia Police Department.

I observed from the skid marks in the road that the Army truck was at least a foot on the wrong side of the road. I also notice that the sides of the truck extended a good deal over the wheels, therefore making the truck approximately 2 feet over on the wrong side of the road.

The truck had skidded 121 feet after the point of impact, and went over a curb and over an embankment of approximately 3 feet high. The car was driven by Mr. Francis C. Dennis, who was the owner of the car. The truck had been traveling in a southeastern direction on Millwood Avenue, and the car had been traveling in a northwestern direction on Millwood Avenue. Mr. Dennis and Mr. Marvin Spires were both carried to the hospital by an ambulance. Mr. Spires was a passenger in the automobile.

The truck was loaded with six people besides the driver. All of these men were colored military police from Fort Jackson, and according to the statement to Tech. Sgt. Monroe Miller, they had been on duty in the city of Columbia, and he was taking them back to the fort.

The street was straight and the collision happened on a clear night. There was no reason as far as I could see why the truck should have been on the wrong side of the street.

COLUMBIA, S. C., July 2 1951.

Witness:

CLARENCE E. CANNON.

D. M. WINTER, Jr.

Sworn to before me this 2d day of July 1951.

[SEAL]

D. M. WINTER, Jr.,

Notary Public for South Carolina.

GEORGE BENET, M. D.,

Columbia, S. C., January 3, 1951.

*To Whom It May Concern:*

This is to certify that I was called to see Mr. Francis C. Dennis, Box 87, East-over, S. C., in consultation with Dr. Charles G. Spivey, at 3 a. m., August 9, 1946. Mr. Dennis had been injured in an automobile accident. He sustained multiple lacerations of the scalp, and the left arm had been amputated—traumatic—just below the shoulder. The entire limb had been terribly mangled, and was attached to the trunk by skin, tendons, and muscle. All major blood vessels, and nerve trunks had been severed, and the bone of the upper arm was absent for a distance of 6 inches below the shoulder. Following intravenous medication of plasma, and glucose, the amputation was completed at 7 a. m., August 9, 1946. The stump of the humerus was amputated just below the head of this bone.

The various scalp wounds were sutured.

Dismissed from hospital August 19, 1946. Wound healed. At time of first examination, there was no evidence that Mr. Dennis was intoxicated.

GEORGE BENET, M. D.

C. G. SPIVEY.

AFFIDAVIT

STATE OF SOUTH CAROLINA,

County of Richland:

Personally appeared before me Mr. Frances C. Dennis, who being duly sworn says: That a lawyer in the city of Columbia, S. C., was hired by his brother. Mr. C. W. Dennis, in his behalf on the 9th day of August, 1946, the same day of the wreck between him and one 2½-ton GMC United States Army truck, registration No. 4306864, driven by Monroe Miller, a military policeman, stationed at Fort Jackson, S. C.; that he checked by the lawyer's office several times and inquired about his matter, and each time he was informed by the lawyer that he was working on the matter; that in November of 1950 he was informed by his lawyer that there was nothing that he could do whereupon Mr. Dennis asked that he be given his file; that after his file was returned to him he immediately brought the file to the offices of Winter & Winter attorneys at law in the city of Columbia, S. C., to see if there was anything left that could be done in his behalf.

FRANCIS C. DENNIS.

Sworn to before me this 11th day of July, 1951.

[SEAL]

D. M. WINTER, Jr.,

Notary Public for South Carolina.



## AFFIDAVIT

STATE OF SOUTH CAROLINA,  
County of Richland:

Personally appeared before me W. C. Richbourg who being duly sworn says: That he was steward of the Fraternal Order of Eagles during the year of 1946; that Mr Francis C. Dennis worked for this fraternal order at a salary of \$60 per week up until the 9th day of August 1946; that Mr. Dennis was given 1 week's vacation during which time he lost his arm in an automobile collision

W. C. RICHBOURG

Sworn to before me this 10th day of July 1951.

[SEAL]

D. M. WINTER, Jr.,  
Notary Public for South Carolina,

## AFFIDAVIT

STATE OF SOUTH CAROLINA,  
County of Richland:

Personally appeared before me Frances T. Smith who, being duly sworn, says that she is payroll clerk of the State Co.; that Mr Francis C. Dennis worked for said company from the 10th day of November 1946 until the 23d day of November 1946; and that during the time he was employed by said State Co he received a salary of \$35 per week.

FRANCES T. SMITH.

Sworn to before me this 3d day of July 1951.

[SEAL]

D. M. WINTER, Jr.,  
Notary Public for South Carolina.

## AFFIDAVIT

STATE OF SOUTH CAROLINA,  
County of Richland:

Personally appeared before me James Julien Bush, who, being duly sworn, says: That he is executive director of the South Carolina Employment Security Commission, Columbia, S. C.; that Mr. Francis C. Dennis received from this office \$20 per week for servicemen's readjustment allowance benefits commencing on the 15th day of September 1946 and ending on the 3d day of August 1947, thus making a total of \$320 for the 16 weeks.

JAS. JULIEN BUSH.

Sworn to before me this 9th day of July 1951.

[SEAL]

D. M. WINTER, Jr.  
Notary Public for South Carolina.

## AFFIDAVIT

STATE OF SOUTH CAROLINA,  
County of Richland:

Personally appeared before me Mr. H. M. Brantley, who being duly sworn says: That he is the owner of Capital Provision Co. at Columbia, S. C., and that Mr Francis C. Dennis was employed by him as a salesman from August 4, 1947, through September 4, 1949, at a weekly salary of \$45, from which was deducted social security and withholding taxes; that the total amount paid Mr. Francis C. Dennis during this period for salary was \$4,860.

H. M. BRANTLEY.

Sworn to before me this 7th day of July 1951.

[SEAL]

D. M. WINTER, Jr.,  
Notary Public for South Carolina.

## AFFIDAVIT

STATE OF SOUTH CAROLINA,  
County of Richland:

Personally appeared before me Mr. F. C. Hill, who being duly sworn says: That he is a dealer in grain, seed, and feed; that Mr. Francis C. Dennis was employed by him as a salesman from January 1, 1950, until the present time; that Mr. Dennis' salary from January 1, 1950, and through June of 1951 was \$4,321.35; and that this amount included his own labor car, traveling expenses, and car expenses.

F. C. HILL.

Sworn to before me this 6th day of July, 1951.

[SEAL]

D. M. WINTER, Jr.,  
Notary Public for South Carolina.

POWELL'S GARAGE & WRECKER SERVICE,  
Columbia, S. C., July 2, 1951:

To Whom It May Concern:

This is to certify that I, W. Claude Powell, Jr., purchased a 1941 Lincoln Zephyr V-12 from F. C. Dennis for the sum of \$400 on or about September 1, 1946.

This car was wrecked on the 3200 block of Millwood Avenue and pulled in by my wrecker on August 9, 1946.

W. CLAUDE POWELL, Jr.

COLUMBIA 48, S. C., August 9, 1946.

Mr. Francis C. Dennis. To Lucy P. Verner, R. N., 218 S. Waccamaw Avenue: \$20 paid August 10, 1946. O. L. Columbia Hospital.

AUGUST 11, 1946.

Mr. Francis Dennis. To Birdena Pooler, R. N., 1710 College Street, for nursing services rendered from August 9 to August 11, 1946. Three nights at \$8, \$25. Received payment, Birdena Pooler.

AUGUST 13, 1946.

Mr. Francis Dennis. To Sarah Beheler, R. N., 4803 Burke Avenue, for nursing services rendered from August 9, 1946, through August 11, 1946, three afternoons, \$7.50 per day, \$22.50.

AUGUST 17, 1946.

Mr. Francis Dennis. To Mrs. Emily George, R. N., 2025 Atl Road, for nursing services rendered from August 9, 1946, through August 17, 1946, \$67.50. Received payment August 17, 1946. Emily George.

COLUMBIA, S. C., August 10, 1946.

Received of Aurelia M. Dennis, \$36.30, for Mr. Francis C. Dennis, on account. Check. Columbia Hospital of Richland County, by Ollie Littlefield.

COLUMBIA, S. C., August 17 1946.

Received of C. W. Dennis (Aurelia Dennis, mother), \$55.35, for Mr. Francis Dennis, on account. Check. Columbia Hospital of Richland County by Leila Hooks.

COLUMBIA, S. C., *August 19, 1946.*

To Columbia Hospital of Richland County for services to Mr Francis Dennis, room 173, from August 9, 1946, to August 19, 1946: Room, board and general hospital service, 1 day, at \$8 per day, \$8; room, board and general hospital service, 9 days, at \$6 per day, \$54; use of operating room, \$16; laboratory work, \$4; medicines, \$16; dressings, \$5.65; total hospital expenses, \$103.65. Paid August 19, 1946, Columbia Hospital. O. L.

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COLUMBIA, S. C., *August 19, 1946.*

Received of Mrs Aurelia M. Dennis, \$12, for Mr. Francis Dennis. Discharged August 19, 1946. Check. Columbia Hospital of Richland County, by Ollie Littlefield.

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COLUMBIA, S. C., *March 1, 1947*

Dr. C. G. Spivey the Doctors' Building: To professional services, hospital care, Mr. Francis Dennis, P. O Box 600, city, \$25. Paid March 14, 1947. Credit March 14, 1947, \$25. (E. S.)

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COLUMBIA 29, S. C., *March 11, 1947.*

Mr. Francis Dennis, Columbia, S. C. George Benet, M. D., 1517 Hampton Avenue: To professional services, bill rendered, \$150; paid, \$25; balance, \$125. March 14, 1947, paid \$125. Received (per E. S.).

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